

U.S. Application No. 10/795,825, filed March 8, 2004  
Attorney Docket No. 13435US04  
Amendment dated August 18, 2011  
Accompanying RCE filed August 18, 2011

### **REMARKS**

This amendment accompanies a request for continued examination (RCE). It is therefore respectfully requested that prosecution on the merits be re-opened so that the Examiner may consider new dependent claims 11-28 and an information disclosure statement that lists documents cited, for example, in one or more parent applications to the present application.

Claims 1-8 were previously cancelled without prejudice. Claims 9 and 10 are pending and allowed. Claims 11-28 are newly added.

It is respectfully submitted that claims 9-28 are in condition for allowance.

Applicants do not necessarily agree with the Examiner's characterization of the documents made of record, either alone or in combination, or the Examiner's characterization of recited claim elements. Furthermore, Applicants respectfully reserve the right to argue the characterization of the documents of record, either alone or in combination, to argue what is allegedly well known, allegedly obvious or allegedly disclosed, or the characterization of the recited claim elements should that need arise in the future.

Applicants respectfully reserve the right to pursue, without prejudice, subject matter that has been withdrawn, amended and/or cancelled in a continuing application, for example.

With respect to the present application, Applicants hereby rescind any disclaimer of claim scope made in the parent application or any predecessor or related application. The Examiner is advised that any previous disclaimer of claim scope, if any, and the alleged prior art that it was made to allegedly avoid, may need to be revisited. Nor should a disclaimer of claim scope, if any, in the present application be read back into any predecessor or related application.

In view of at least the foregoing, it is respectfully submitted that the present application is in condition for allowance. Should anything remain in order to place the present application in condition for allowance, the Examiner is kindly invited to contact the undersigned at the below-listed telephone number.

The Commissioner is hereby authorized to charge any additional fees, to charge any fee

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deficiencies or to credit any overpayments to the deposit account of McAndrews, Held & Malloy, Account No. 13-0017.

Date: August 18, 2011

Respectfully submitted,

/Michael T. Cruz/  
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